## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

LG.PHILIPS LCD CO., LTD.,

Plaintiff,

ν.

Civil Action No. 04-343-JJF

TATUNG COMPANY; TATUNG COMPANY OF AMERICA, INC.; and VIEWSONIC CORPORATION,

Defendants.

# STIPULATION AND ORDER MODIFYING THE SCHEDULING ORDER

WHEREAS, Tracy Roman, who has been counsel for defendant ViewSonic Corporation since the start of the instant action and who has substantial responsibility for the preparation of the Claim Construction briefs for ViewSonic Corporation, is changing law firms and has requested the parties extend the deadline for filing the Opening Claim Construction Briefs by one week to accommodate her transition;

WHEREAS, the parties intend to further meet and confer during that additional week to discuss whether any of the terms proposed for construction can be withdrawn; and,

WHEREAS the parties believe that extending the date for filing the Opening Claim Construction Briefs as proposed herein will not require any other change in the schedule set by the Court for the claim construction process and may allow the parties to agree to withdraw certain terms from the claim construction process;

NOW THEREFORE, THE PARTIES HERETO STIPULATE AND AGREE, subject to the approval of the Court, that the Rule 16 Scheduling Order, dated August 18, 2005 (D.I. 198) (the "Scheduling Order"), and as amended on September 18, 2006 (D.I. 291) (the "Amended Scheduling Order") be modified in the following ways:

- Paragraph 8 of the Scheduling Order and Paragraph 2(b)(v) of the Amended 1. Scheduling Order is modified to provide that Opening Briefs regarding Claim Construction for each party will be filed by December 22, 2006 instead of the currently scheduled deadline of December 15, 2006.
- 2. This modification makes no other changes to the Scheduling Order or the Amended Scheduling Order. All other dates referred to in the Scheduling Order and Amended Scheduling Order remain fully effective.

#### THE BAYARD FIRM

/s/ Richard D. Kirk

Richard D. Kirk rkirk@bayardfirm.com 222 Delaware Avenue, Suite 900 P.O. Box 25130 Wilmington, DE 19899 (302) 655-5000 Attorneys for Plaintiff LG. Philips LCD Co., Ltd.

#### CONNOLLY BOVE LODGE & HUTZ LLP

/s/ Jeffrey B. Bove\_

Jeffrey B. Bove jbove@cblh.com Jaclyn M. Mason imason@cblh.com 1007 North Orange Street P.O. Box 2207 Wilmington, Delaware 19899-2207 (302) 658-9141 Attorneys for Defendant ViewSonic Corporation

RICHARDS, LAYTON & FINGER, P.A.

/s/ Anne Shea Gaza

Frederick L. Cottrell, III
Cottrell@rlf.com
Anne Shea Gaza
gaza@rlf.com
One Rodney Square
P.O. Box 551
Wilmington, DE 19899
(302) 651-7700
Attorneys for Defendants Tatung Company
and Tatung Company of America, Inc.

SO ORDERED this 13 day of December, 2006.

United States District Judge

### CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of December, 2006, a true copy of the foregoing Stipulation and Order Modifying the Scheduling Order was hand delivered to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification of such filing to the following and the document is available for viewing and downloading from CM/ECF:

Richard D. Kirk The Bayard Firm 222 Delaware Avenue, Suite 900 Wilmington, DE 19801

Anne Shea Gaza Frederick L. Cottrell III Richards, Layton & Finger, P.A. One Rodney Square Wilmington, DE 19801

I hereby certify that on the 12th day of December, 2006, I have sent by email and U.S.

Mail the foregoing document to the following non-registered participants:

Cass W. Christenson Lora A. Brzezynski Rel S. Ambrozy McKenna Long & Aldridge LLP 1900 K Street, NW Washington, DC 20006

Tracy R. Roman Bingham McCutchen LLP 355 South Grand Avenue, 44th Floor Los Angeles, CA 90071-3106

Mark H. Krietzman Valerie W. Ho Frank E. Merideth, Jr. Steve P. Hassid Greenberg Traurig, LLP 2450 Colorado Avenue, Suite 400E Santa Monica, CA 90404

Jong P. Hong Greenberg Traurig, LLP 1900 University Avenue, 5th Floor East Palo Alto, CA 94303

By: <u>/s/ Jeffrey B. Bove</u> Jeffrey B. Bove (#998) jbove@cblh.com